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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

IN RE COLLEGE ATHLETE NIL
LITIGATION

Case No. 4:20-cv-03919-CW

**STIPULATION AND ~~[PROPOSED]~~
ORDER AS MODIFIED EXTENDING
CASE DEADLINES**

Judge: Hon. Claudia Wilken

1 Pursuant to Northern District of California Local Rules 6-2 and 7-12, Plaintiffs in the
2 above-captioned action and Defendants National Collegiate Athletic Association, Atlantic Coast
3 Conference, The Big Ten Conference, Inc., The Big 12 Conference, Inc., Pac-12 Conference, and
4 Southeastern Conference (collectively, “Defendants,” and together with Plaintiffs, the “Parties”),
5 by and through their respective undersigned counsel, submit the following Stipulation seeking an
6 order extending certain case deadlines:

7 WHEREAS, on October 21, 2022, Plaintiffs filed “Plaintiffs’ Notice of Motion and Motion
8 for Class Certification;”

9 WHEREAS, in light of the more detailed articulation of claims in Plaintiffs’ motion and
10 the narrow productions made by third parties in response to Plaintiffs’ subpoenas, Defendants are
11 diligently acquiring additional discovery from third parties.

12 WHEREAS, some third parties took several months to produce documents in response to
13 Plaintiffs’ requests and Defendants have also experienced delays in obtaining additional third-
14 party productions.

15 WHEREAS, Defendants’ response period included several holidays, including
16 Thanksgiving, the religious holidays in December, and the New Year holiday.

17 WHEREAS, Defendants have requested a four-month extension for their deadline to
18 oppose class certification and Plaintiffs objected but are willing to agree to a two-month extension
19 for Defendants’ deadline to oppose class certification, subject to the terms of this stipulation.
20 Defendants have reserved the right to request additional time if they experience additional delays
21 in preparing their responses to Plaintiffs’ class certification motion.

22 THEREFORE, THE PARTIES, THROUGH THEIR RESPECTIVE COUNSEL OF
23 RECORD, HEREBY STIPULATE, SUBJECT TO COURT APPROVAL, THAT:

24 The Parties request that the Court issue an order modifying the case deadlines as follows:
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EVENT	CURRENT DATE	PROPOSED NEW DATES
Deadline to Depose Plaintiffs' Class Experts	January 11, 2023	January 12, 2023 (moved 1 day to reflect Desser's deposition scheduled on January 12)
Class Certification Opposition and Supporting Expert Reports	February 10, 2023	April 14, 2023
Deadline to Depose Defendants' Class Experts	March 25, 2023	May 29, 2023
Class Certification Reply and Expert Rebuttal Report	April 14, 2023	June 30, 2023
Deadline for Supplemental Depositions of Plaintiffs' Class Experts	No supplemental depositions shall be permitted without agreement of the parties or leave of the Court	No supplemental depositions shall be permitted without agreement of the parties or leave of the Court
Hearing on Class Certification	May 24, 2023 at 2:30 p.m. or at the Court's convenience	July 20, 2023 at 2:30 p.m. or at the Court's convenience
Merits Discovery Cut-Off	July 26, 2023	September 27, 2023
Merits Expert Disclosure (Including Reports) on Issues at to Which Party Bears the Burden at Trial	August 30, 2023	November 1, 2023
Merits Expert Response	October 26, 2023	December 28, 2023
Merits Expert Reply	November 22, 2023	January 24, 2024
Expert Discovery Cut-Off	December 27, 2023	February 28, 2024
Plaintiffs' Dispositive Motion and <i>Daubert</i> Motions	January 31, 2024	April 3, 2024
Defendants' (1) Opposition to Plaintiffs' Dispositive Motion and <i>Daubert</i> Motions and (2) Dispositive Motion and <i>Daubert</i> Motions	March 15, 2024	May 17, 2024
Plaintiffs' (1) Reply in Support of their Dispositive Motion and <i>Daubert</i> Motions and (2) Opposition to Defendants' Dispositive Motion and <i>Daubert</i> Motions	April 26, 2024	June 28, 2024

Defendants' Reply in Support of their Dispositive Motion and <i>Daubert</i> Motions	May 24, 2024	July 26, 2024
Hearing on All Dispositive and <i>Daubert</i> Motions and Further Case Management Conference	July 24, 2024 at 2:30 p.m. or at the Court's convenience	September 19, 2024, at 2:30 p.m.
Trial Date	September 16, 2024	January 27, 2025

1 Dated: January 6, 2023

Respectfully Submitted,

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3 **WILKINSON STEKLOFF LLP**

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ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)

Pursuant to Civil Local Rule 5-1(i)(3), the filer of this document attests that concurrence in the filing of this document has been obtained from the signatories above.

/s/ Rakesh Kilaru
Rakesh Kilaru

~~PROPOSED~~ ORDER **AS MODIFIED**

Pursuant to the parties' stipulation, IT IS SO ORDERED, except that the hearing on all dispositive and *Daubert* motions will be held on September 19, 2024, and the trial will begin on January 27, 2025, to allow for additional time needed between the hearing on dispositive and *Daubert* motions and trial.

A handwritten signature in blue ink, appearing to read 'Claudia Wilken', is written over a horizontal line.

THE HONORABLE CLAUDIA WILKEN
United States District Court Judge